

107TH CONGRESS
2D SESSION

H. R. 4628

To authorize appropriations for fiscal year 2003 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2002

Mr. Goss introduced the following bill; which was referred to the Committee on Intelligence (Permanent Select)

A BILL

To authorize appropriations for fiscal year 2003 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Intelligence Authoriza-
5 tion Act for Fiscal Year 2003”.

TITLE I—INTELLIGENCE ACTIVITIES

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2003 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

(1) The Central Intelligence Agency.

(2) The Department of Defense.

(3) The Defense Intelligence Agency.

(4) The National Security Agency.

(5) The Department of the Army, the Department of the Navy, and the Department of the Air Force.

(6) The Department of State.

(7) The Department of the Treasury.

(8) The Department of Energy.

(9) The Federal Bureau of Investigation.

(10) The National Reconnaissance Office.

(11) The National Imagery and Mapping Agency.

(12) The Coast Guard.

SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.

(a) SPECIFICATIONS OF AMOUNTS AND PERSONNEL CEILINGS.—The amounts authorized to be appropriated

1 under section 101, and the authorized personnel ceilings
2 as of September 30, 2003, for the conduct of the intel-
3 ligence and intelligence-related activities of the elements
4 listed in such section, are those specified in the classified
5 Schedule of Authorizations prepared to accompany the bill
6 H.R. ____ of the One Hundred Seventh Congress.

7 (b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AU-
8 THORIZATIONS.—The Schedule of Authorizations shall be
9 made available to the Committees on Appropriations of
10 the Senate and House of Representatives and to the Presi-
11 dent. The President shall provide for suitable distribution
12 of the Schedule, or of appropriate portions of the Sched-
13 ule, within the executive branch.

14 **SEC. 103. PERSONNEL CEILING ADJUSTMENTS.**

15 (a) AUTHORITY FOR ADJUSTMENTS.—With the ap-
16 proval of the Director of the Office of Management and
17 Budget, the Director of Central Intelligence may authorize
18 employment of civilian personnel in excess of the number
19 authorized for fiscal year 2003 under section 102 when
20 the Director of Central Intelligence determines that such
21 action is necessary to the performance of important intel-
22 ligence functions, except that the number of personnel em-
23 ployed in excess of the number authorized under such sec-
24 tion may not, for any element of the intelligence commu-

1 nity, exceed 2 percent of the number of civilian personnel
 2 authorized under such section for such element.

3 (b) NOTICE TO INTELLIGENCE COMMITTEES.—The
 4 Director of Central Intelligence shall notify promptly the
 5 Permanent Select Committee on Intelligence of the House
 6 of Representatives and the Select Committee on Intel-
 7 ligence of the Senate whenever the Director exercises the
 8 authority granted by this section.

9 **SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT AC-**
 10 **COUNT.**

11 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
 12 authorized to be appropriated for the Intelligence Commu-
 13 nity Management Account of the Director of Central Intel-
 14 ligence for fiscal year 2003 the sum of \$_____.
 15 Within such amount, funds identified in the classified
 16 Schedule of Authorizations referred to in section 102(a)
 17 for the Advanced Research and Development Committee
 18 shall remain available until September 30, 2004.

19 (b) AUTHORIZED PERSONNEL LEVELS.—The ele-
 20 ments within the Intelligence Community Management
 21 Account of the Director of Central Intelligence are author-
 22 ized ____ full-time personnel as of September 30, 2003.
 23 Personnel serving in such elements may be permanent em-
 24 ployees of the Intelligence Community Management Ac-

1 count or personnel detailed from other elements of the
2 United States Government.

3 (c) CLASSIFIED AUTHORIZATIONS.—

4 (1) AUTHORIZATION OF APPROPRIATIONS.—In
5 addition to amounts authorized to be appropriated
6 for the Intelligence Community Management Ac-
7 count by subsection (a), there are also authorized to
8 be appropriated for the Intelligence Community
9 Management Account for fiscal year 2003 such addi-
10 tional amounts as are specified in the classified
11 Schedule of Authorizations referred to in section
12 102(a). Such additional amounts shall remain avail-
13 able until September 30, 2004.

14 (2) AUTHORIZATION OF PERSONNEL.—In addi-
15 tion to the personnel authorized by subsection (b)
16 for elements of the Intelligence Community Manage-
17 ment Account as of September 30, 2003, there are
18 hereby authorized such additional personnel for such
19 elements as of that date as are specified in the clas-
20 sified Schedule of Authorizations.

21 (d) REIMBURSEMENT.—Except as provided in section
22 113 of the National Security Act of 1947 (50 U.S.C.
23 404h), during fiscal year 2003 any officer or employee of
24 the United States or a member of the Armed Forces who
25 is detailed to the staff of the Intelligence Community Man-

1 agement Account from another element of the United
 2 States Government shall be detailed on a reimbursable
 3 basis, except that any such officer, employee, or member
 4 may be detailed on a nonreimbursable basis for a period
 5 of less than one year for the performance of temporary
 6 functions as required by the Director of Central Intel-
 7 ligence.

8 **TITLE II—CENTRAL INTEL-**
 9 **LIGENCE AGENCY RETIRE-**
 10 **MENT AND DISABILITY SYS-**
 11 **TEM**

12 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

13 There is authorized to be appropriated for the Cen-
 14 tral Intelligence Agency Retirement and Disability Fund
 15 for fiscal year 2003 the sum of \$_____.

16 **TITLE III—GENERAL**
 17 **PROVISIONS**

18 **SEC. 301. INCREASE IN EMPLOYEE COMPENSATION AND**
 19 **BENEFITS AUTHORIZED BY LAW.**

20 Appropriations authorized by this Act for salary, pay,
 21 retirement, and other benefits for Federal employees may
 22 be increased by such additional or supplemental amounts
 23 as may be necessary for increases in such compensation
 24 or benefits authorized by law.

1 **SEC. 302. RESTRICTION ON CONDUCT OF INTELLIGENCE**
2 **ACTIVITIES.**

3 The authorization of appropriations by this Act shall
4 not be deemed to constitute authority for the conduct of
5 any intelligence activity which is not otherwise authorized
6 by the Constitution or the laws of the United States.

7 **SEC. 303. SENSE OF CONGRESS ON INTELLIGENCE COMMU-**
8 **NITY CONTRACTING.**

9 It is the sense of Congress that the Director of Cen-
10 tral Intelligence should continue to direct that elements
11 of the intelligence community, whenever compatible with
12 the national security interests of the United States and
13 consistent with operational and security concerns related
14 to the conduct of intelligence activities, and where fiscally
15 sound, should competitively award contracts in a manner
16 that maximizes the procurement of products properly des-
17 ignated as having been made in the United States.

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